

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1525-01  
Bill No.: HB 504  
Subject: Children and Minors; Courts; Juvenile Courts; Public Records, Public Meetings  
Type: Original  
Date: March 12, 2003

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</b>
General Revenue	(Less than \$100,000)	(Less than \$100,000)	(Less than \$100,000)
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>(Less than \$100,000)</b>	<b>(Less than \$100,000)</b>	<b>(Less than \$100,000)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</b>
None			
<b>Total Estimated Net Effect on Other State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
None			
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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### **FISCAL ANALYSIS**

#### **ASSUMPTION**

Officials from the **Department of Social Services – Division of Youth Services** assume the proposed legislation would have no fiscal impact on their agency.

Officials from the **Department of Social Services – Division of Family Services (DFS)** assumes the proposal will have a vast impact upon policy and practice. However, there should be no fiscal impact to DFS.

Officials from the **Office of State Courts Administrator (CTS)** assume the proposed legislation would open certain juvenile court records and proceedings to the public. CTS would expect some impact on the workload of circuit clerks as they are asked to retrieve and produce juvenile court documents. At this time, CTS cannot predict a specific monetary impact. However, CTS would not expect the fiscal impact to be over \$100,000.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
<b>GENERAL REVENUE FUND</b>			
<u>Costs – Office of State Courts</u>			
Administrator			
Increased document reproduction	(Less than <u>\$100,000</u> )	(Less than <u>\$100,000</u> )	(Less than <u>\$100,000</u> )
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>	<b>(Less than <u>\$100,000</u>)</b>	<b>(Less than <u>\$100,000</u>)</b>	<b>(Less than <u>\$100,000</u>)</b>
<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

Current law requires juvenile court proceedings and records to be closed, except under certain circumstances. The proposed legislation would repeal the current law. The proposal would require juvenile court proceedings on the formal calendar and preliminary hearings to be open to the public. A party or a victim could move to close the hearing during the testimony of a child or a victim.

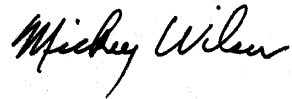
The proposed legislation would also require a record of juvenile proceedings on the formal calendar to be made and preserved. The proposal would make records of the juvenile court open records, except for confidential files. Individuals found by the court to have a legitimate interest could have access to confidential files.

DESCRIPTION (continued)

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Courts Administrator  
Department of Social Services

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, slightly slanted style.

Mickey Wilson, CPA  
Director  
March 12, 2003